

**BOND, SCHOENECK & KING, PLLC**

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August 27, 2008

MEMO ENDORSED**VIA FACSIMILE (914-390-4080) AND FIRST CLASS MAIL**

The Honorable Cathy Seibel
United States Courthouse
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

*Application granted. Conference
adjourned from 10/31/08 to 1/23/09.
9:30 am - Mediated Order will issue.
So ordered
Cathy Seibel
9/2/08 USOS*

Re: *Delitta et al. v. City of Mount Vernon (07 CV 9441) (CS)(MDF)*

Dear Judge Seibel:

My firm represents the Defendant, the City of Mount Vernon, in the above-referenced action. Pursuant to the directions of your deputy, Ms. Alice Cama, please accept this joint letter from counsel for the parties respectfully requesting that Your Honor issue an Order that the parties are eligible to participate in the Court's mediation program and suspending discovery for ninety (90) days. The parties believe that mediation may provide an opportunity to fully resolve this litigation.

The parties believe ninety (90) days is necessary to adequately engage in the mediation process, in part, because Joseph Carey, counsel for the Plaintiffs, was recently injured in an accident and is not expected to be able to return to work for approximately three (3) weeks.

Thank you for your consideration.

Very truly yours,

BOND, SCHOENECK & KING, PLLC

John Ho

cc: Joseph Carey, Esq. (By Fax)